

**TEMPORARY****APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER  
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF  
NEVADA HERETOFORE APPROPRIATED**Date of filing in State Engineer's Office APR 19 2004

Returned to applicant for correction \_\_\_\_\_

Corrected application filed \_\_\_\_\_

Map filed APR 19 2004

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The applicant **NORTH TAHOE INVESTMENT GROUP, LLC** hereby makes application for permission to change the **Point of Diversion, Place & Manner of Use of a portion** of water heretofore appropriated under **Claim 716 of the Carson River Decree**

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1. The source of water is **Carson River**
2. The amount of water to be changed **As Decreed 20.0 Acres, NTE 50.0 AFA**
3. The water to be used for **Construction purposes**
4. The water heretofore permitted for **As Decreed**
5. The water is to be diverted at the following point **NE $\frac{1}{4}$  SW $\frac{1}{4}$  Section 26, T.16N., R.21E., M.D.B.&M., or at a point from which the SW corner of said Section 26 bears S. 44°32'02" W., a distance of 1937.5 feet.**
6. The existing permitted point of diversion is located within **As Decreed – Dayton Town Ditch, from the North bank of the Carson River in the NW corner of the NE $\frac{1}{4}$  NE $\frac{1}{4}$  Section 4, T.15N., R.21E., M.D.B.&M.**
7. Proposed place of use **Portions of the SW $\frac{1}{4}$  NW $\frac{1}{4}$ , NW $\frac{1}{4}$  SW $\frac{1}{4}$ , SW $\frac{1}{4}$  SW $\frac{1}{4}$ , Section 26; Portions of the SE $\frac{1}{4}$  NE $\frac{1}{4}$ , NE $\frac{1}{4}$  SE $\frac{1}{4}$ , SE $\frac{1}{4}$  SE $\frac{1}{4}$ , NW $\frac{1}{4}$ SE $\frac{1}{4}$ , Section 27, all within T.16N., R.21E., M.D.B.&M.**
8. Existing place of use **NE $\frac{1}{4}$  SE $\frac{1}{4}$  - 20.0 acres, West of Woodworth Ditch, Section 27, T.16N., R.21E., M.D.B.&M.**
9. Use will be from **As Decreed** to **As Decreed** of each year.
10. Use was permitted from **As Decreed** to **As Decreed** of each year.
11. Description of proposed works **As Decreed - Completed**
12. Estimated cost of works **Unknown**
13. Estimated time required to construct works **Completed**
14. Estimated time required to complete the application of water to beneficial use **One (1) year**

15. Remarks: PLEASE REFER TO EXHIBIT "A"

WESTERN ENGINEERING & SURVEYING SERVICES

By s/Robert H. Cantley  
Robert H. Cantley  
3032 Silver Sage Drive  
Carson City, Nevada 89701

Compared sg/ cmf ag/ cmf

Protested \_\_\_\_\_

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APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This temporary permit to change the point of diversion, place of use and manner of use of a portion of Claim No. 716 of the Carson River as heretofore granted under the Final Carson River Decree No. D-183, in the District Court of the United States in and for the District of Nevada, is issued subject to the terms, conditions and irrigation period imposed in said Final decree and with the understanding that no other rights on the source will be affected by the change proposed herein.

This temporary permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this temporary permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

The period of use of this permit is limited to that portion of the irrigation season that Carson River Claim No. 716 would be in priority to receive water.

This permit is issued subject to the continuing jurisdiction of the Federal Water Master.

A monthly report shall be submitted to the State Engineer and the Federal Water Master within 10 days from the end of each month, which shall include the amount of water diverted and the amount of water used.

This temporary permit is issued pursuant to the provisions of NRS 533.345 Section 2 and will expire on **November 15, 2004** at which time all rights herein granted shall revert to the right being changed by this temporary permit.

(CONTINUED ON PAGE 3)

EXPIRED

DATE \_\_\_\_\_

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 50 acre-feet as decreed.

Work must be prosecuted with reasonable diligence and be completed on or before:

Proof of completion of work shall be filed on or before:

Water must be placed to beneficial use on or before:

Proof of the application of water to beneficial use shall be filed on or before:


Map in support of proof of beneficial use shall be filed on or before:

TEMPORARY

IN TESTIMONY WHEREOF, I, HUGH RICCI, P.E.,

State Engineer of Nevada, have hereunto set  
my hand and the seal of my office,

this 22nd day of April, A.D. 2004

  
State Engineer

EXPIRED  
DATE NOV 15 2004

**EXHIBIT "A"****#15 Remarks:**

Water will be pumped out of the Carson River and used for construction purposes, grading and dust suppression for Phase 1 of Santa Maria Ranch Development within APN 16-261-05.

For existing Point of Diversion and Place of Use, please refer to Alpine Land and Reservoir Company Final Decree Civil No. D-183 BRT (CRC 716).

The duty shown, 50.0 AFA, reflects a reduction in the duty from 4.5 acre-feet per acre to 2.5 acre-feet per acre as a result in the change of the Manner of Use.